

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

EXPANSE NETWORKS, INC. : CIVIL ACTION
v. :
CATALINA MARKETING CORP. : NO. 02-CV-2857

AMENDED SCHEDULING ORDER

AND NOW, to wit, this day of , 2004,
IT IS ORDERED as follows:

1. All discovery shall proceed forthwith and continue in such manner as will assure that all requests for, and responses to, discovery will be served, noticed and completed by June 17, 2004;

2. Pursuant to this Court's Scheduling Order dated July 9, 2003, as amended, the parties already have identified and submitted curriculum vitae for all expert witnesses. Reports and/or responses to expert witness discovery for all such expert witnesses shall be served on or before June 21, 2004;

3. A claim construction hearing shall be held on July 19, 2004.

4. Each party shall disclose to the other party those claim terms that it contends need to be construed, and its proposed construction of such terms, on or before June 17, 2004.

5. Each party shall file an opening brief supporting its claim construction positions by June 25, 2004. Responsive briefs shall be filed by July 9, 2004. Reply briefs shall be filed by July 16, 2004.

6. All motions for summary judgment are due by June 25, 2004. Responsive briefs shall be filed by July 9, 2004. Reply briefs shall be filed by July 16, 2004.

7. The parties shall prepare and file with the Clerk of Court a Joint Pretrial Memorandum, in accordance with this Order and Local Rule of Civil Procedure 16.1(c), on or before September 17, 2004.

8. All trial exhibits shall be marked and exchanged on or before September 17, 2004.

9. A final pretrial conference shall be held on September 23, 2004.

10. The case is special listed for trial on November 1, 2004.

11. Except as modified herein, the provisions of this Court's Scheduling Order dated July 9, 2003, as amended, shall remain in effect.

J. Curtis Joyner, J.